

MEMO ENDORSED



THE CITY OF NEW YORK
LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007

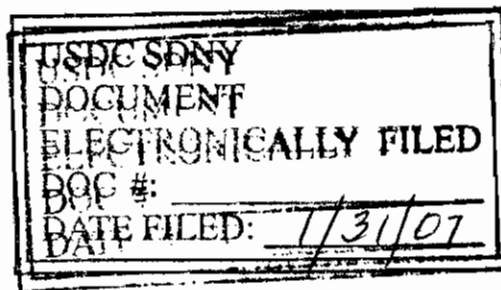
MICHAEL A. CARDOZO
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January 30, 2007

BY FAX

The Honorable James C. Francis IV
United States Magistrate Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street - Room 1960
New York, New York 10007-1312



Re: Banno v. The City of New York, et al.
USDC SDNY 06 CV 2270 (KMK) (JCF)

Dear Judge Francis:

I write to request an enlargement of time in the schedule of this case. The current Case Management Order provides that all depositions of fact witnesses shall have been noticed by February 1, 2007. To date, the parties have exchanged written requests for discovery including interrogatories and document requests. Defendants have produced a large volume of documents and numerous consolidated witnesses for deposition. Approximately 33 additional defense witnesses have been noticed and scheduled for deposition in the consolidated cases in the coming months. Accordingly, the parties jointly request that the Court grant a 4-month extension on the remaining deadlines in the CMO, with the understanding that both sides will continue to press forward with written and deposition discovery. If this meets with your approval, would you please "so order" it? Thank you. U

1/31/07
Application ~~is~~ denied. Counsel
may, however, propose
alternatives of interim dates
that do not affect the
final deadline.
cc: Jeffrey Fogel (by fax)

Very truly yours,
James Mirro

SO ORDERED.
James C. Francis IV
USMJ